

NO. CAAP-16-0000820

IN THE INTERMEDIATE COURT OF APPEALS
OF THE STATE OF HAWAII

COMMERCIAL PROPERTIES, LIMITED, a Hawaii corporation,
Plaintiff/Counterclaim Defendant, v. SANDY
POEHNELT; PUA'A 'ILI OI OI OHANA LLC, a Hawaii
limited liability company; THE RIGHT SLICE LLC, a
Hawaii limited liability company,
Defendants/Counterclaimants, and JOHN DOES 1-20;
JANE DOES 1-20; DOE PARTNERSHIPS 1-20; DOE
CORPORATIONS 1-20; DOE ENTITIES 1-20; DOE
GOVERNMENTAL UNITS 1-20, Defendants

AND

SANDY POEHNELT; PUA'A 'ILI OI OIOHANA LLC, a Hawaii
limited liability company; THE RIGHT SLICE LLC, a
Hawaii limited liability company, Third-Party
Plaintiffs, v. STACY MONIZ, TRUSTEE OF THE
UNRECORDED STACY MONIZ REVOCABLE TRUST DATED
JANUARY 22, 2013, JO ANNE N. MONIZ, TRUSTEE OF THE
UNRECORDED JO ANNE N. MONIZ TRUST DATED
FEBRUARY 12, 1999, ANTONIA L. MONIZ, AND JOHN
MONIZ, Third-Party Defendants, and MARY C. WALSH,
as Trustee of Trust A, a sub-trust of the Beatrice
Duarte Living Trust created under an unrecorded
Trust Agreement dated September 24, 1991,
as amended and restated in an unrecorded document
dated July 14, 2008, and as Trustee of the Mary C.
Walsh Declaration of Trust dated January 16, 2002,
as amended and restated the 28th day of July,
2008, as it may be further amended, Third-Party
Defendants

APPEAL FROM THE CIRCUIT COURT OF THE FIFTH CIRCUIT
(CIVIL NO. 15-1-0087 JKW)

ORDER APPROVING STIPULATION TO DISMISS APPEAL
(By: Nakamura, C.J., Fujise and Chan, JJ.)

Upon consideration of the stipulation to dismiss appeal with prejudice (Stipulation) filed on November 6, 2017, it appears that Appeal No. CAAP-16-0000820 has not been docketed, and that the parties seek to dismiss the appeal pursuant to Rule 42 of the Hawai'i Rules of Appellate Procedure (HRAP).

Therefore, pursuant to HRAP Rule 42(a), which is applicable where no record on appeal has been docketed,

IT IS HEREBY ORDERED that the Stipulation is approved, and the appeal is dismissed. The parties shall bear their own appellate costs and fees.

DATED: Honolulu, Hawai'i, November 16, 2017.

Chief Judge

Associate Judge

Associate Judge